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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

ORACLE USA, INC., *et al.*,
 Plaintiffs,
 v.
 SAP AG, *et al.*,
 Defendants.

Case No. 07-CV-1658 PJH (EDL)

**STIPULATION AND [PROPOSED]
 ORDER TO AMEND THE
 STIPULATED PROTECTIVE
 ORDER**

1 Plaintiffs Oracle USA, Inc. Oracle International Corporation, Oracle EMEA Limited, and
2 Siebel Systems, Inc. ("Plaintiffs") and Defendants SAP AG, SAP America, Inc., and
3 TomorrowNow, Inc. ("Defendants," and together with Oracle, the "Parties") jointly submit this
4 Stipulation and Proposed Order to Amend the Stipulated Protective Order.

5 WHEREAS, on June 6, 2007, the Court issued a Stipulated Protective Order in this matter
6 (D.I. 32);

7 WHEREAS, the Parties have agreed, with the permission of the Court, Exhibit D to the
8 Stipulated Protective Order ("Exhibit D"), titled "SAP Coverage Counsel Addendum," and its
9 related acknowledgement form titled "SAP Coverage Counsel Declaration of Compliance"
10 ("Exhibit E") shall be made part of the Stipulated Protective Order; and

11 WHEREAS, the Parties have agreed, with the permission of the Court, Exhibits D and E,
12 attached to this Joint Stipulation and Proposed Order as Attachment 1, shall immediately follow
13 Exhibit C in the Stipulated Protective Order.

14 **IT IS SO STIPULATED.**

15 DATED: January 6, 2009

JONES DAY

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18 By: /s/ Scott Cowan
Scott Cowan

19 Attorneys for Defendants
20 SAP AG, SAP AMERICA, INC., and
TOMORROWNOW, INC.

21 In accordance with General Order No. 45, Rule X, the above signatory attests that
22 concurrence in the filing of this document has been obtained from the signatory below.
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1 DATED: January 6, 2009

BINGHAM McCUTCHEN LLP

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3 By: /s/ Holly House
4 Holly House

5 Attorneys for Plaintiffs
6 ORACLE USA, INC., ORACLE
7 INTERNATIONAL CORPORATION,
8 ORACLE EMEA LIMITED, and SIEBEL
9 SYSTEMS, INC.

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14 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

15 Date: _____

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Judge Elizabeth D. Laporte
United States Magistrate Judge